

**UNITED STATES DISTRICT COURT  
DISTRICT OF MAINE**

NPG, LLC d/b/a Wellness Connection,

AND

Wellness and Pain Management  
Connection, LLC

Plaintiffs

v.

Department of Administrative and  
Financial Services, State of Maine,

AND

Kristine Figueroa, in her official  
capacity as Commissioner of the  
Department of Administrative and  
Financial Services, State of Maine,

Defendants.

Civil Action No. 1:20-cv-00107-NT

**STIPULATION OF DISMISSAL**

The defendants have been advised by the Attorney General that the Maine Marijuana Legalization Act's residency requirement, 28-B M.R.S. sec. 202(2) (the "Residency Requirement"), is subject to significant constitutional challenges and is not likely to withstand such challenges. The Attorney General thus does not intend to defend the Residency Requirement, given the constitutional issues raised in this lawsuit. Accordingly, defendants will not be enforcing the Residency Requirement or any agency rules, regulations or guidance which enforce or implement the Residency Requirement.

Based on the forgoing, pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii), the parties stipulate and agree that all claims are dismissed without prejudice and without fees and costs.

DATED: May 11, 2020

/s/ Christopher C. Taub

Christopher C. Taub, Dep. Atty. Gen.  
Christopher.C.Taub@maine.gov  
Six State House Station  
Augusta, Maine 04333-0006  
Tel. (207) 626-8800  
Fax (207) 287-3145

Attorney for Defendants

/s/ Matthew S. Warner

Matthew S. Warner, Maine Bar No. 4823  
Jonathan G. Mermin, Maine Bar No. 9313  
Preti Flaherty Beliveau & Pachios LLP  
One City Center  
P.O. Box 9546  
Portland, ME 04112-9546  
207.791.3000  
mwarner@preti.com  
jmermin@preti.com

Attorneys for NPG, LLC d/b/a Wellness Connection

/s/ Michael D. Traister

Michael D. Traister, Esq.  
Murray Plumb & Murray, P.A.  
75 Pearl Street, P.O. Box 9785  
Portland, ME 04101-5085  
207.773.5651  
[mtraister@mpmlaw.com](mailto:mtraister@mpmlaw.com)

Thomas O'Rourke (PA 308233)  
Cozen O'Connor  
1650 Market Street, Suite 2800  
Philadelphia, PA 19103  
215-665-5585  
[tmorourke@cozen.com](mailto:tmorourke@cozen.com)

Attorneys for Wellness and Pain Management Connection, LLC

**CERTIFICATE OF SERVICE**

I hereby certify that on this, the 11th day of May, 2020, I electronically filed the above document with the Clerk of Court using the CM/ECF system which will send notification of such filing to the following:

MATTHEW S. WARNER  
[mwarner@preti.com](mailto:mwarner@preti.com)

MICHAEL D. TRAISTER  
[mtraister@mpmlaw.com](mailto:mtraister@mpmlaw.com)

To my knowledge, there are no non-registered parties or attorneys participating in this case.

/s/ Christopher C. Taub  
Christopher C. Taub  
Deputy Attorney General  
Six State House Station  
Augusta, Maine 04333-0006  
Tel. (207) 626-8800  
Fax (207) 287-3145